

a transparent conductive layer disposed on a substrate, wherein at least a first cladding layer, an active layer, a second cladding layer, and [[a]] an electrically conductive cushion layer having a resistivity higher than the second cladding layer are interposed between the substrate and transparent conductive layer in the referenced order, and further wherein a contact layer is interposed between at least a portion of the cushion layer and a, at least a portion of the transparent conductive layer.

58. (original) A light emitting device having a high resistivity cushion layer according to claim
57,
58, wherein the device is surface emitting.